

Message Text

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ORIGIN OES-06

INFO OCT-01 EUR-12 EA-09 ISO-00 CIAE-00 DODE-00 PM-04 H-02
INR-07 L-03 NSAE-00 NSC-05 PA-02 PRS-01 SP-02 SS-15
USIA-15 EB-08 CG-00 DOTE-00 COME-00 DLOS-06 SAL-01
TRSE-00 /099 R

DRAFTED BY OES/OFA/FA:LLSNEAD:MAF
APPROVED BY OES/OFA/FA:ALZUCCA
L/OES - M. HOINKES

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P 222123Z FEB 77
FM SECSTATE WASHDC
TO AMEMBASSY MOSCOW PRIORITY
AMEMBASSY WARSAW PRIORITY
AMEMBASSY SOFIA PRIORITY
AMEMBASSY BERLIN PRIORITY
AMEMBASSY BUCHAREST PRIORITY
AMEMBASSY TOKYO PRIORITY
AMEMBASSY SEOUL PRIORITY
AMEMBASSY TAIPEI PRIORITY
AMEMBASSY MADRID PRIORITY
AMEMBASSY OTTAWA PRIORITY
USMISSION EC BRUSSELS PRIORITY
INFO AMEMBASSY LUXEMBOURG PRIORITY
AMEMBASSY PARIS PRIORITY
AMEMBASSY COPENHAGEN PRIORITY
AMEMBASSY BONN PRIORITY
AMEMBASSY LONDON PRIORITY
AMEMBASSY DUBLIN PRIORITY
AMEMBASSY BRUSSELS PRIORITY
AMEMBASSY ROME PRIORITY
AMEMBASSY THE HAGUE PRIORITY

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E.O. 11652:
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TAGS: EFIS, XN, XP

SUBJECT: H. J. RES. 240 SIGNED BY PRESIDENT

1. DEPT. REQUESTS ACTION EMBASSIES AND USEC TO INFORM
HOST GOVERNMENTS THAT PRESIDENT SIGNED HOUSE JOINT
RESOLUTION 240 ON FEBRUARY 21. BY JOINT RESOLUTION 240
CONGRESS WAIVED THE REQUIREMENT THAT THE GIFAS WITH
POLAND, BULGARIA, ROMANIA, THE GERMAN DEMOCRATIC REPUBLIC, ,
THE U.S.S.R. AND THE REPUBLIC OF CHINA.LIE BEFORE CON-

GRESS FOR 60 DAYS AND APPROVED THESE SIX GIFAS. THUS, WITH RESPECT TO THESE GIFAS, THE INTERNAL PROCEDURES NECESSARY TO BRING THE GIFAS INTO FORCE FOR THE US HAVE BEEN COMPLETED.

2. SIGNED GIFAS WITH THE ROK, GOJ, GOS, AND EC WERE NOT RECEIVED BY CONGRESS IN SUFFICIENT TIME TO BE INCLUDED UNDER WAIVER PROVISIONS OF H. J. RES. 240. DEPT. IS TAKING ACTION TO MOVE REMAINING GIFAS TO CONGRESS ASAP TO TRIGGER AMENDMENT OF H. J. RES. UNDER SEC. 206 (A) AND PROVIDE SAME WAIVER FOR REMAINING GIFAS.

3. FOLLOWING IS TEXT OF JOINT RESOLUTION:

4. BEGIN TEXT. HEADING JOINT RESOLUTION END HEADING. BEGIN SUBHEADING TO GIVE CONGRESSIONAL APPROVAL TO CERTAIN GOVERNING INTERNATIONAL FISHERY AGREEMENTS NEGOTIATED IN ACCORDANCE WITH THE FISHERY CONSERVATION AND MANAGEMENT ACT OF 1976, AND FOR OTHER PURPOSES END SUBHEADING.

WHEREAS, THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENTS OF THE PEOPLE'S REPUBLIC OF BULGARIA, THE SOCIALIST REPUBLIC OF ROMANIA, THE UNCLASSIFIED

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REPUBLIC OF CHINA, THE GERMAN DEMOCRATIC REPUBLIC, THE UNION OF SOVIET SOCIALIST REPUBLICS, AND THE POLISH PEOPLE'S REPUBLIC HAVE SIGNED GOVERNING INTERNATIONAL FISHERY AGREEMENTS FOR THE CONSERVATION, OPTIMUM UTILIZATION, AND RATIONAL MANAGEMENT OF FISHERIES SUBJECT TO THE EXCLUSIVE FISHERY MANAGEMENT JURISDICTION OF THE UNITED STATES UNDER THE FISHERY CONSERVATION AND MANAGEMENT ACT OF 1976 (PUBLIC LAW 94-265) (HEREINAFTER REFERRED TO AS THE QUOTE ACT UNQUOTE); AND

WHEREAS, THE ACT PROVIDES THAT AFTER FEBRUARY 28, 1977, NO FOREIGN FISHING IS AUTHORIZED WITHIN THE FISHERY CONSERVATION ZONE, OR FOR ANADROMOUS SPECIES OR CONTINENTAL SHELF FISHERY RESOURCES BEYOND THE FISHERY CONSERVATION ZONE, UNLESS (AMONG OTHER EXCEPTIONS AND REQUIREMENTS) SUCH FOREIGN FISHING IS AUTHORIZED AND CONDUCTED PURSUANT TO A GOVERNING INTERNATIONAL FISHERY AGREEMENT; AND

WHEREAS, THE ACT ALSO PROVIDES THAT NO GOVERNING INTERNATIONAL FISHERY AGREEMENT SHALL BECOME EFFECTIVE WITH RESPECT TO THE UNITED STATES BEFORE THE CLOSE OF THE FIRST 60 CALENDAR DAYS OF CONTINUOUS SESSION OF THE CONGRESS AFTER THE DATE ON WHICH THE PRESIDENT TRANSMITS TO THE HOUSE OF REPRESENTATIVES AND TO THE

SENATE A DOCUMENT SETTING FORTH THE TEXT OF SUCH
GOVERNING INTERNATIONAL AGREEMENT; AND

WHEREAS, THE ACT FURTHER PROVIDES THAT CONGRESS
MAY PROHIBIT THE ENTERING INTO FORCE AND EFFECT OF
ANY GOVERNING INTERNATIONAL FISHERY AGREEMENT BY
ENACTMENT OF A JOINT RESOLUTION ORIGINATING IN EITHER
HOUSE OF CONGRESS DURING SUCH 60-DAY PERIOD; AND

WHEREAS, THE 60-DAY PERIOD WILL NOT ELAPSE WITH
RESPECT TO ANY GOVERNING INTERNATIONAL FISHERY AGREE-
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MENT, REFERRED TO IN THE FIRST CLAUSE OF THIS
PREAMBLE, BEFORE MARCH 1, 1977, THE DATE ON WHICH

THE FISHERY CONSERVATION ZONE OF THE UNITED STATES
TAKES EFFECT; AND

WHEREAS, EARLY CONGRESSIONAL ACTION ON THESE
GOVERNING INTERNATIONAL FISHERY AGREEMENTS IS NECESSARY
IN ORDER THAT FISHING VESSELS OF THE FOREIGN NATIONS
CONCERNED MAY BE PERMITTED TO FISH IN THE FISHERY
CONSERVATION ZONE AFTER FEBRUARY 28, 1977; /ND

WHEREAS, THESE GOVERNING INTERNATIONAL FISHERY
AGREEMENTS COMPLY WITH THE REQUIREMENTS RELATING TO
SUCH AGREEMENTS CONTAINED IN SECTION 201(C) OF THE
ACT: NOW, THEREFORE, BE IT

BEGIN UNDERSCORE RESOLVED BY THE SENATE AND HOUSE
OF REPRESENTATIVES OF THE UNITED STATES OF AMERICA IN
CONGRESS ASSEMBLED, END UNDERSCORE THAT THIS JOINT
RESOLUTION MAY BE CITED AS THE QUOTE FISHERY CONSERVA-
TION ZONE TRANSITION ACT UNQUOTE.

SEC. 2. CONGRESSIONAL APPROVAL OF CERTAIN
GOVERNING INTERNATIONAL FISHERY AGREEMENTS.

NOTWITHSTANDING SECTION 203 OF THE FISHERY CON-
SERVATION AND MANAGEMENT ACT OF 1976, THE GOVERNING
INTERNATIONAL FISHERY AGREEMENT BETWEEN THE GOVERNMENT
OF THE UNITED STATES AND --

(1) THE GOVERNMENT OF THE PEOPLE'S REPUBLIC OF
BULGARIA CONCERNING FISHERIES OFF THE COASTS OF THE
UNITED STATES, AS CONTAINED IN THE MESSAGE TO CONGRESS
FROM THE PRESIDENT OF THE UNITED STATES DATED
JANUARY 14, 1974;
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(2) THE GOVERNMENT OF THE SOCIALIST REPUBLIC OF ROMANIA CONCERNING FISHERIES OFF THE COASTS OF THE UNITED STATES, AS CONTAINED IN THE MESSAGE TO CONGRESS FROM THE PRESIDENT OF THE UNITED STATES DATED JANUARY 10, 1977;

(3) THE GOVERNMENT OF THE REPUBLIC OF CHINA CONCERNING FISHERIES OFF THE COASTS OF THE UNITED STATES, AS CONTAINED IN THE MESSAGE TO CONGRESS FROM THE PRESIDENT OF THE UNITED STATES DATED JANUARY 10, 1977;

(4) THE GOVERNMENT OF THE GERMAN DEMOCRATIC REPUBLIC CONCERNING FISHERIES OFF THE COASTS OF THE UNITED STATES, AS CONTAINED IN THE MESSAGE TO

CONGRESS FROM THE PRESIDENT OF THE UNITED STATES DATED JANUARY 10, 1977;

(5) THE GOVERNMENT OF THE SOVIET SOCIALIST REPUBLICS CONCERNING FISHERIES OFF THE COASTS OF THE UNITED STATES, AS CONTAINED IN THE MESSAGE TO CONGRESS FROM THE PRESIDENT OF THE UNITED STATES DATED JANUARY 10, 1977; AND

(6) THE GOVERNMENT OF THE POLISH PEOPLE'S REPUBLIC CONCERNING FISHERIES OFF THE COASTS OF THE UNITED STATES, AS CONTAINED IN THE MESSAGE TO CONGRESS FROM THE PRESIDENT OF THE UNITED STATES DATED SEPTEMBER 16, 1976,

IS HEREBY APPROVED BY THE CONGRESS AS A GOVERNING INTERNATIONAL FISHERY AGREEMENT FOR PURPOSES OF THE FISHERY CONSERVATION AND MANAGEMENT ACT OF 1976. EACH SUCH AGREEMENT SHALL ENTER INTO FORCE AND EFFECT UNCLASSIFIED

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WITH RESPECT TO THE UNITED STATES ON THE DATE OF THE ENACTMENT OF THIS JOINT RESOLUTION.

SEC. 3. AMENDMENTS TO FISHERY CONSERVATION AND MANAGEMENT ACT OF 1976.

THE FISHERY CONSERVATION AND MANAGEMENT ACT OF 1976 (16 U.S.C. 1801 ET. SEQ.) IS AMENDED --

(1) BY ADDING IMMEDIATELY AFTER SECTION 205 THE FOLLOWING NEW SECTION:

QUOTE SEC. 206. TRANSITIONAL PROVISIONS.

QUOTE (A) DEFINITION. -- FOR PURPOSES OF THIS SECTION, THE TERM SINGLE QUOTE GOVERNING INTERNATIONAL FISHERY AGREEMENT END SINGLE QUOTE DOES NOT INCLUDE ANY GOVERNING INTERNATIONAL FISHERY AGREEMENT OTHER THAN A GOVERNING INTERNATIONAL FISHERY AGREEMENT APPROVED BY THE CONGRESS PURSUANT TO SECTION 2 OF THE FISHERY CONSERVATION ZONE TRANSITION ACT, OR PURSUANT TO ANY AMENDMENT TO SUCH SECTION 2 IF THE EFFECTIVE DATE OF SUCH AMENDMENT IS NOT LATER THAN FEBRUARY 28, 1977.

QUOTE (B) ACTION BY COUNCILS. -- SECTION 204 (B) (5) SHALL NOT APPLY TO ANY APPLICATION SUBMITTED BY A FOREIGN NATION PURSUANT TO A GOVERNING INTERNATIONAL FISHERY AGREEMENT, FOR PERMITS AUTHORIZING FISHING

BY VESSELS OF THAT NATION, IN THE FISHERY CONSERVATION ZONE DURING 1977, BUT EACH APPROPRIATE COUNCIL MAY PREPARE AND SUBMIT COMMENTS ON SUCH APPLICATION WITHIN 7 DAYS AFTER REQUESTED TO DO SO BY THE SECRETARY. THE PROVISIONS OF THE FEDERAL ADVISORY COMMITTEE ACT SHALL NOT APPLY TO THE ACTIONS OF ANY COUNCIL IN PREPARING SUCH COMMENTS.
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QUOTE (C) PERMITS. -- UNTIL MAY 1, 1977, THE REQUIREMENT IN SECTION 204 (A) THAT FOREIGN FISHING VESSELS HAVE ON BOARD A VALID PERMIT ISSUED UNDER SECTION 204 SHALL NOT APPLY IN THE CASE OF ANY FOREIGN FISHING VESSEL FOR WHICH A PERMIT IS ISSUED UNDER AN APPLICATION TO WHICH SUBSECTION (B) APPLIES. THE FAILURE OF ANY SUCH VESSEL TO COMPLY WITH SUCH REQUIREMENT BEFORE SUCH DATE SHALL NOT BE DEEMED TO BE A VIOLATION OF SECTION 307 (1)(A).

QUOTE (D) PERMIT FEES. -- UNTIL MAY 1, 1977, THE REQUIREMENT IN SECTION 204 (B) (11), REGARDING THE PAYMENT OF APPLICABLE FEES BEFORE FOREIGN FISHING PERMITS ARE ISSUED, MAY BE WAIVED BY THE SECRETARY WITH RESPECT TO PERMITS TO BE ISSUED UNDER ANY APPLICATION TO WHICH SUBSECTION (B) APPLIES IF THE SECRETARY IS SATISFIED THAT THE FOREIGN NATION WHICH MADE THE APPLICATION WILL PAY THE APPLICABLE FEES BEFORE SUCH DATE. ANY PERMIT ISSUED UNDER THE WAIVER PROVIDED BY THIS SUBSECTION SHALL EXPIRE ON MAY 1, 1977, IF THE SECRETARY DOES NOT RECEIVE ON OR BEFORE SUCH DATE THE APPLICABLE FEES FOR THE PERMIT. UNQUOTE;
AND

(2) BY AMENDING THE TABLE OF CONTENTS BY INSERTING IMMEDIATELY AFTER

QUOTE SEC. 205. IMPORT PROHIBITIONS. UNQUOTE

THE FOLLOWING:

QUOTE SEC. 206. TRANSITIONAL PROVISIONS.

UNQUOTE

QUOTE SEC. 4. REPEAL OF NORTHWEST ATLANTIC FISHERIES

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ACT OF 1950. THE NORTHWEST ATLANTIC FISHERIES ACT OF 1950

(16 U.S.C. 981-991) IS REPEALED AS OF MARCH 1, 1977.

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ORIGIN EUR-02

INFO OCT-01 ISO-00 OES-02 /005 R

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DRAFTED BY: EUR/RPE:JAPOLANSKY, JR.

APPROVED BY: EUR/RPE:ACALBRECHT

OES/OFA/FA:LSNEAD (SUBS)

EUR/RPM:TSAVAGE

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R 242308Z FEB 77

FM SECSTATE WASHDC

INFO USMISSION NATO 0000

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FOLLOWING REPEAT STATE 39521 ACTION MOSCOW WARSAW SOFIA

BERLIN BUCHAREST TOKYO SEOUL TAIPEI MADRID OTTAWA

EC BRUSSELS INFO LUXEMBOURG PARIS COPENHAGEN BONN LONDON

DUBLIN BRUSSELS ROME THE HAGUE DTD 22 FEB

QTE

UNCLAS STATE 039521

E.O. 11652:

TAGS: EFIS, XN, XP

SUBJECT: H. J. RES. 240 SIGNED BY PRESIDENT

1. DEPT. REQUESTS ACTION EMBASSIES AND USEC TO INFORM

HOST GOVERNMENTS THAT PRESIDENT SIGNED HOUSE JOINT

RESOLUTION 240 ON FEBRUARY 21. BY JOINT RESOLUTION 240

CONGRESS WAIVED THE REQUIREMENT THAT THE GIFAS WITH

POLAND, BULGARIA, ROMANIA, THE GERMAN DEMOCRATIC REPUBLIC, ,
THE U.S.S.R. AND THE REPUBLIC OF CHINA.LIE BEFORE CON-
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GRESS FOR 60 DAYS AND APPROVED THESE SIX GIFAS. THUS,
WITH RESPECT TO THESE GIFAS, THE INTERNAL PROCEDURES
NECESSARY TO BRING THE GIFAS INTO FORCE FOR THE US HAVE
BEEN COMPLETED.

2. SIGNED GIFAS WITH THE ROK, GOJ, GOS, AND EC WERE
NOT RECEIVED BY CONGRESS IN SUFFICIENT TIME TO BE
INCLUDED UNDER WAIVER PROVISIONS OF H. J. RES. 240.
DEPT. IS TAKING ACTION TO MOVE REMAINING GIFAS TO
CONGRESS ASAP TO TRIGGER AMENDMENT OF H. J. RES. UNDER
SEC. 206 (A) AND PROVIDE SAME WAIVER FOR REMAINING
GIFAS.

3. FOLLOWING IS TEXT OF JOINT RESOLUTION:

4. BEGIN TEXT. HEADING JOINT RESOLUTION END HEADING.
BEGIN SUBHEADING TO GIVE CONGRESSIONAL APPROVAL TO
CERTAIN GOVERNING INTERNATIONAL FISHERY AGREEMENTS
NEGOTIATED IN ACCORDANCE WITH THE FISHERY CONSERVATION
AND MANAGEMENT ACT OF 1976, AND FOR OTHER PURPOSES
END SUBHEADING.

WHEREAS, THE GOVERNMENT OF THE UNITED STATES OF
AMERICA AND THE GOVERNMENTS OF THE PEOPLE'S REPUBLIC
OF BULGARIA, THE SOCIALIST REPUBLIC OF ROMANIA, THE
REPUBLIC OF CHINA, THE GERMAN DEMOCRATIC REPUBLIC, THE
UNION OF SOVIET SOCIALIST REPUBLICS, AND THE POLISH
PEOPLE'S REPUBLIC HAVE SIGNED GOVERNING INTERNATIONAL
FISHERY AGREEMENTS FOR THE CONSERVATION, OPTIMUM
UTILIZATION, AND RATIONAL MANAGEMENT OF FISHERIES
SUBJECT TO THE EXCLUSIVE FISHERY MANAGEMENT JURIS-
DICTION OF THE UNITED STATES UNDER THE FISHERY CONSERVA-
TION AND MANAGEMENT ACT OF 1976 (PUBLIC LAW 94-265)
(HEREINAFTER REFERRED TO AS THE QUOTE ACT UNQUOTE); AND

WHEREAS, THE ACT PROVIDES THAT AFTER FEBRUARY 28,
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1977, NO FOREIGN FISHING IS AUTHORIZED WITHIN THE
FISHERY CONSERVATION ZONE, OR FOR ANADROMOUS SPECIES
OR CONTINENTAL SHELF FISHERY RESOURCES BEYOND THE
FISHERY CONSERVATION ZONE, UNLESS (AMONG OTHER
EXCEPTIONS AND REQUIREMENTS) SUCH FOREIGN FISHING IS
AUTHORIZED AND CONDUCTED PURSUANT TO A GOVERNING
INTERNATIONAL FISHERY AGREEMENT; AND

WHEREAS, THE ACT ALSO PROVIDES THAT NO GOVERNING INTERNATIONAL FISHERY AGREEMENT SHALL BECOME EFFECTIVE WITH RESPECT TO THE UNITED STATES BEFORE THE CLOSE OF THE FIRST 60 CALENDAR DAYS OF CONTINUOUS SESSION OF THE CONGRESS AFTER THE DATE ON WHICH THE PRESIDENT TRANSMITS TO THE HOUSE OF REPRESENTATIVES AND TO THE SENATE A DOCUMENT SETTING FORTH THE TEXT OF SUCH GOVERNING INTERNATIONAL AGREEMENT; AND

WHEREAS, THE ACT FURTHER PROVIDES THAT CONGRESS MAY PROHIBIT THE ENTERING INTO FORCE AND EFFECT OF ANY GOVERNING INTERNATIONAL FISHERY AGREEMENT BY ENACTMENT OF A JOINT RESOLUTION ORIGINATING IN EITHER HOUSE OF CONGRESS DURING SUCH 60-DAY PERIOD; AND

WHEREAS, THE 60-DAY PERIOD WILL NOT ELAPSE WITH RESPECT TO ANY GOVERNING INTERNATIONAL FISHERY AGREEMENT, REFERRED TO IN THE FIRST CLAUSE OF THIS PREAMBLE, BEFORE MARCH 1, 1977, THE DATE ON WHICH

THE FISHERY CONSERVATION ZONE OF THE UNITED STATES TAKES EFFECT; AND

WHEREAS, EARLY CONGRESSIONAL ACTION ON THESE GOVERNING INTERNATIONAL FISHERY AGREEMENTS IS NECESSARY IN ORDER THAT FISHING VESSELS OF THE FOREIGN NATIONS CONCERNED MAY BE PERMITTED TO FISH IN THE FISHERY CONSERVATION ZONE AFTER FEBRUARY 28, 1977; /ND
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WHEREAS, THESE GOVERNING INTERNATIONAL FISHERY AGREEMENTS COMPLY WITH THE REQUIREMENTS RELATING TO SUCH AGREEMENTS CONTAINED IN SECTION 201(C) OF THE ACT: NOW, THEREFORE, BE IT

BEGIN UNDERSCORE RESOLVED BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES OF AMERICA IN CONGRESS ASSEMBLED, END UNDERSCORE THAT THIS JOINT RESOLUTION MAY BE CITED AS THE QUOTE FISHERY CONSERVATION ZONE TRANSITION ACT UNQUOTE.

SEC. 2. CONGRESSIONAL APPROVAL OF CERTAIN GOVERNING INTERNATIONAL FISHERY AGREEMENTS.

NOTWITHSTANDING SECTION 203 OF THE FISHERY CONSERVATION AND MANAGEMENT ACT OF 1976, THE GOVERNING INTERNATIONAL FISHERY AGREEMENT BETWEEN THE GOVERNMENT OF THE UNITED STATES AND --

(1) THE GOVERNMENT OF THE PEOPLE'S REPUBLIC OF BULGARIA CONCERNING FISHERIES OFF THE COASTS OF THE UNITED STATES, AS CONTAINED IN THE MESSAGE TO CONGRESS

FROM THE PRESIDENT OF THE UNITED STATES DATED
JANUARY 14, 1974;

(2) THE GOVERNMENT OF THE SOCIALIST REPUBLIC OF
ROMANIA CONCERNING FISHERIES OFF THE COASTS OF THE
UNITED STATES, AS CONTAINED IN THE MESSAGE TO CONGRESS
FROM THE PRESIDENT OF THE UNITED STATES DATED
JANUARY 10, 1977;

(3) THE GOVERNMENT OF THE REPUBLIC OF CHINA
CONCERNING FISHERIES OFF THE COASTS OF THE UNITED
STATES, AS CONTAINED IN THE MESSAGE TO CONGRESS FROM
THE PRESIDENT OF THE UNITED STATES DATED JANUARY 10,
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1977;

(4) THE GOVERNMENT OF THE GERMAN DEMOCRATIC
REPUBLIC CONCERNING FISHERIES OFF THE COASTS OF THE
UNITED STATES, AS CONTAINED IN THE MESSAGE TO

CONGRESS FROM THE PRESIDENT OF THE UNITED STATES DATED
JANUARY 10, 1977;

(5) THE GOVERNMENT OF THE SOVIET SOCIALIST
REPUBLICS CONCERNING FISHERIES OFF THE COASTS OF THE
UNITED STATES, AS CONTAINED IN THE MESSAGE TO CONGRESS
FROM THE PRESIDENT OF THE UNITED STATES DATED
JANUARY 10, 1977; AND

(6) THE GOVERNMENT OF THE POLISH PEOPLE'S REPUBLIC
CONCERNING FISHERIES OFF THE COASTS OF THE UNITED
STATES, AS CONTAINED IN THE MESSAGE TO CONGRESS FROM
THE PRESIDENT OF THE UNITED STATES DATED SEPTEMBER 16,
1976,

IS HEREBY APPROVED BY THE CONGRESS AS A GOVERNING
INTERNATIONAL FISHERY AGREEMENT FOR PURPOSES OF THE
FISHERY CONSERVATION AND MANAGEMENT ACT OF 1976.
EACH SUCH AGREEMENT SHALL ENTER INTO FORCE AND EFFECT
WITH RESPECT TO THE UNITED STATES ON THE DATE OF THE
ENACTMENT OF THIS JOINT RESOLUTION.

SEC. 3. AMENDMENTS TO FISHERY CONSERVATION AND
MANAGEMENT ACT OF 1976.

THE FISHERY CONSERVATION AND MANAGEMENT ACT OF
1976 (16 U.S.C. 1801 ET. SEQ.) IS AMENDED --

(1) BY ADDING IMMEDIATELY AFTER SECTION 205 THE
FOLLOWING NEW SECTION:
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QUOTE SEC. 206. TRANSITIONAL PROVISIONS.

QUOTE (A) DEFINITION. -- FOR PURPOSES OF THIS SECTION, THE TERM SINGLE QUOTE GOVERNING INTERNATIONAL FISHERY AGREEMENT END SINGLE QUOTE DOES NOT INCLUDE ANY GOVERNING INTERNATIONAL FISHERY AGREEMENT OTHER THAN A GOVERNING INTERNATIONAL FISHERY AGREEMENT APPROVED BY THE CONGRESS PURSUANT TO SECTION 2 OF THE FISHERY CONSERVATION ZONE TRANSITION ACT, OR PURSUANT TO ANY AMENDMENT TO SUCH SECTION 2 IF THE EFFECTIVE DATE OF SUCH AMENDMENT IS NOT LATER THAN FEBRUARY 28, 1977.

QUOTE (B) ACTION BY COUNCILS. -- SECTION 204 (B) (5) SHALL NOT APPLY TO ANY APPLICATION SUBMITTED BY A FOREIGN NATION PURSUANT TO A GOVERNING INTERNATIONALH FISHERY AGREEMENT, FOR PERMITS AUTHORIZING FISHING

BY VESSELS OF THAT NATION, IN THE FISHERY CONSERVATION ZONE DURING 1977, BUT EACH APPROPRIATE COUNCIL MAY PREPARE AND SUBMIT COMMENTS ON SUCH APPLICATION WITHIN 7 DAYS AFTER REQUESTED TO DO SO BY THE SECRETARY. THE PROVISIONS OF THE FEDERAL ADVISORY COMMITTEE ACT SHALL NOT APPLY TO THE ACTIONS OF ANY COUNCIL IN PREPARING SUCH COMMENTS.

QUOTE (C) PERMITS. -- UNTIL MAY 1, 1977, THE REQUIRE-
MENT IN SECTION 204 (A) THAT FOREIGN FISHING VESSELS HAVE ON BOARD A VALID PERMIT ISSUED UNDER SECTION 204 SHALL NOT APPLY IN THE CASE OF ANY FOREIGN FISHING VESSEL FOR WHICH A PERMIT IS ISSUED UNDER AN APPLICA-
TION TO WHICH SUBSECTION (B) APPLIES. THE FAILURE OF ANY SUCH VESSEL TO COMPLY WITH SUCH REQUIREMENT BEFORE SUCH DATE SHALL NOT BE DEEMED TO BE A VIOLATION OF SECTION 307 (1)(A).

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QUOTE (D) PERMIT FEES. -- UNTIL MAY 1, 1977, THE REQUIREMENT IN SECTION 204 (B) (11), REGARDING THE PAYMENT OF APPLICABLE FEES BEFORE FOREIGN FISHING PERMITS ARE ISSUED, MAY BE WAIVED BY THE SECRETARY WITH RESPECT TO PERMITS TO BE ISSUED UNDER ANY APPLICATION TO WHICH SUBSECTION (B) APPLIES IF THE SECRETARY IS SATISFIED THAT THE FOREIGN NATION WHICH MADE THE APPLICATION WILL PAY THE APPLICABLE FEES BEFORE SUCH DATE. ANY PERMIT ISSUED UNDER THE WAIVER PROVIDED BY THIS SUBSECTION SHALL EXPIRE ON MAY 1, 1977, IF THE SECRETARY DOES NOT RECEIVE ON OR BEFORE SUCH DATE THE APPLICABLE FEES FOR THE PERMIT. UNQUOTE;

AND

(2) BY AMENDING THE TABLE OF CONTENTS BY INSERTING
IMMEDIATELY AFTER

QUOTE SEC. 205. IMPORT PROHIBITIONS. UNQUOTE

THE FOLLOWING:

QUOTE SEC. 206. TRANSITIONAL PROVISIONS.
UNQUOTE

QUOTE SEC. 4. REPEAL OF NORTHWEST ATLANTIC FISHERIES
ACT OF 1950. THE NORTHWEST ATLANTIC FISHERIES ACT OF 1950
(16 U.S.C. 981-991) IS REPEALED AS OF MARCH 1, 1977. VANCE

UNQUOTE VANCE

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<< END OF DOCUMENT >>

Message Attributes

Automatic Decaptioning: X
Capture Date: 22-Sep-1999 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: PRESIDENT, TREATY SIGNATURE, FISHERIES, RESOLUTIONS
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Disposition Approved on Date:
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Disposition Comment:
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Litigation History:
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Office: ORIGIN OES
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
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Review Exemptions: n/a
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Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3234149
Secure: OPEN
Status: NATIVE
Subject: H. J. RES. 240 SIGNED BY PRESIDENT
TAGS: EFIS, XN, XP, US, (CARTER, JIMMY)
To: MOSCOW WARSAW MULTIPLE
Type: TE
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Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009